

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Applicant(s): Kopmeiners et al.
Case: Kopmeiners 8-3-4
Serial No.: 10/562,620
Filing Date: May 26, 2006
Group: 2473
Examiner: Candal Elpenord

Title: Methods and Apparatus for Backwards Compatible Communication in a Multiple Antenna Communication System Using Time Orthogonal Symbols

TRANSMITTAL OF APPEAL BRIEF

Mail Stop Appeal Brief
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith are the following documents relating to the above-identified patent application:

1. Appeal Brief;
2. Copy of Notice of Appeal, filed on June 23, 2010, with copy of Electronic; and Acknowledgment Receipt indicating receipt of Notice by PTO on June 23, 2010.

In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit **Deposit Account No. 50-0762** as required to correct the error.


Respectfully,

/Kevin M. Mason/

Date: July 2, 2010

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Electronic Acknowledgement Receipt

EFS ID:	7874415
Application Number:	10562620
International Application Number:	
Confirmation Number:	6172
Title of Invention:	<div> Methods and apparatus for backwards compatible communication in a multiple antenna communication system using time orthogonal symbols</div>
First Named Inventor/Applicant Name:	Robert John Kopmeiners
Customer Number:	47386
Filer:	Kevin M. Mason
Filer Authorized By:	
Attorney Docket Number:	Kopmeiners 8-3-4
Receipt Date:	23-JUN-2010
Filing Date:	26-MAY-2006
Time Stamp:	13:31:36
Application Type:	U.S. National Stage under 35 USC 371

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$ 540
RAM confirmation Number	10255
Deposit Account	500762
Authorized User	MASON,KEVIN M.
The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:	
Charge any Additional Fees required under 37 C.F.R. Section 1.17 (Patent application and reexamination processing fees)	
Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Notice of Appeal Filed	1150-1238_NoticeofAppeal_6-23-10.pdf	126991	no	
			87109f922c242a25f225a5889461cdd6da19c0589		
Warnings:					
Information:					
2	Fee Worksheet (PTO-875)	fee-info.pdf	29801	no	2
			3e3e7e4223d5c79c54af070d22612d19d7632c093		
Warnings:					
Information:					
Total Files Size (in bytes):			156792		

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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

Kopmeiners 8-3-4

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on _____.

Signature _____

Typed or printed name _____

In re Application of

Kopmeiners et al.

Application Number

10/562,620

Filed

May 26, 2006

For Methods and Apparatus for Backwards Compatible Communication in a Multiple Antenna Communication System Using Time Orthogonal Symbols

Group Art Unit

2473

Examiner

Candal Elpenord

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 540.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0762. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/06)
- ☒ attorney or agent of record.
- ☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a): _____

Kevin M. Mason
Signature

Kevin M. Mason
Typed or printed name

June 23, 2010
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

- ☐ *Total of _____ forms are submitted.